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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/511,706	10/15/2004	Norimasa Furukawa	259934US6PCT	2833
22850 7590 07/14/2008 OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, P.C. 1940 DUKE STREET ALEXANDRIA, VA 22314			EXAMINER DUNN, DANIELLE N	
			ART UNIT 2875	PAPER NUMBER
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JUL 11 2008

In re Application:	
Norimasa FURUKAWA	
Application No. 10/511,706	Decision on Petition
Filing Date: October 15, 2004	
Attny Docket No. 259934US6PCT	

This is a decision on a petition under 37 CFR 1.181(A)(3) filed May 16, 2008, requesting consideration and acknowledgement on the record of the Information Disclosure Statement (IDS) filed on February 26, 2007.

Applicant has requested that the Information Disclosure Statement (IDS) filed on February 26, 2007 be considered. The IDS contained Japanese Patent Publication No 64-29708 and No. 11-203925 and were accompanied by an English translation of the Japanese Patent Office Action in compliance with 37 CFR 1.98 (a)(3).

The examiner refused to consider the IDS stating there was no certification explaining the relevancy of the Japanese Patent Publications. However a review of the file indicates a Non-patent literature document filed on February 26, 2007, which is an English translation of the Japanese Patent Office Action. This document does explain the relevancy of both of the Japanese Patent Publications.

In light of the facts above, the 37 C.F.R. 1.181 petition to consider and acknowledge the Information Disclosure Statement filed on February 26, 2007 is **Affirmed**.

A supplemental office action acknowledging the IDS will follow.

for Sharon A. Gibson, Director
Technology Center 2800
Semiconductors, Electrical and Optical
Systems and Components